

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

DANIEL SMALL,

Plaintiff,

-against-

CHRISTOPHER KENNEDY, in his capacity
as the Operating Manager of DMRJ Group
LLC, and MARTIN TROTT, in his capacity as
the Operating Manager of DMRJ Group LLC,

Defendants.

18 Civ. 5000 (PKC/OTW)

**Supplemental Declaration of Robert Cohen in Further Support of Plaintiff's
Motion for a Preliminary Injunction**

ROBERT COHEN, pursuant to 28 U.S.C. § 1746, declares as follows:

1. I am a partner at the law firm of Taylor & Cohen LLP, counsel to Plaintiff Daniel Small.
2. I submit this Supplemental Declaration in further support of Small's Motion for a Preliminary Injunction.
3. **Exhibit M** is a true and correct copy of the November 12, 2017 Decision and Order issued by Justice Elieen Bransten of the New York State Supreme Court in the matter of *Small v. Platinum Management (NY) LLC, et al.*, No. 656047/2016.
4. **Exhibit N** is a true and correct copy of a June 25, 2018 letter filed by Defendants in this matter (Dkt. # 25).
5. **Exhibit O** is a true and correct copy of an Order Dismissing Adversary Proceeding, issued on October 24, 2016 in the matter of *Matthews v. Platinum Partners Value Arbitrage Fund, L.P., et al.*, Adv. No. 16-03124 (S.D. Tex. Bankr.).

6. **Exhibit P** is a true and correct copy of the First Amended Complaint, filed on June 9, 2017 in New York State Supreme Court in the matter of *Freedom Speciality Insurance Company v. Platinum Management (NY) LCC, et al.*, No. 652505/2017.

7. **Exhibit Q** is a true and correct copy of the Amended and Restated Investment Management Agreement among Mr. Small, Platinum Management (NY) LLC, and Platinum Liquid Opportunity Management (NY) LLC.

8. **Exhibit R** is a true and correct copy of a Memorandum of Law filed on May 30, 2018 by the United States Attorney for the Eastern District of New York in the matter of *U.S. v. Nordlicht, et al.*, No. 16-cr-640.

I declare under penalty of perjury that the foregoing is true and correct.

Dated: New York, New York
July 6, 2018

/s/ Robert Cohen
Robert Cohen
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